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Attorney for Defendant
RYAN JAY ROSENTHAL

United States District Court
Northern District of California

UNITED STATES OF AMERICA,)	CR No. 4:17-CR-00133-JST-1
)	
Plaintiff,)	STIPULATION AND PROPOSED ORDER
)	CONTINUING CHANGE OF PLEA OR TRIAL
v.)	SETTING HEARING
)	
RYAN JAY ROSENTHAL,)	
)	
Defendant.)	
)	

Defendant RYAN JAY ROSENTHAL, by and through his counsel undersigned and the United States of America, through Assistant United States Attorney MEREDITH OSBORN, hereby stipulate and respectfully request that the Court vacate the Change of Plea or Trial Setting Hearing in the above-captioned case, currently set for Friday, March 9, 2018, at 09:30 a.m., and reset it to a Change of Plea hearing on Friday, March 23, 2018, at 09:30 a.m.

This is the parties' first request to continue the Change of Plea or Trial Setting Hearing as to Defendant Rosenthal. The parties last appeared before the Court on January 05, 2018 for status.

Discovery from the Government is complete, and the parties are close to reaching a resolution in this case. Continuing the

1 Change of Plea hearing, as requested, would allow the parties
2 sufficient time to finalize the plea agreement and would allow
3 Defense Counsel reasonable time to review the plea offer with the
4 Defendant.

5 This request is also made because Defense Counsel had a minor
6 medical procedure done on Friday, March 02, 2018, and requires
7 additional time to rehabilitate.

8 Based on the above, the parties further stipulate and agree
9 that the time between Friday, March 09, 2018 and Friday, March 23,
10 2018, should be excluded from computation of the time for
11 commencement of trial under the Speedy Trial Act and that the ends
12 of justice are served by the Court excluding such time in order to
13 allow defense counsel the reasonable time necessary for effective
14 preparation, taking into account the exercise of due diligence,
15 and continuity of counsel. 18 U.S.C. § 3161 (h) (7) (A) and (B)
16 (iv).

17 For these reasons, the Defendant, defense counsel, and the
18 government stipulate and agree that the interests of justice are
19 served by vacating the Change of Plea or Trial Setting Hearing
20 currently set for Friday, March 09, 2019 at 09:30 a.m. and
21 resetting it for a Change of Plea hearing on Friday, March 23,
22 2018, at 09:30 a.m. outweigh the best interests of the public and
23 the defendant in a speedy trial. 18 U.S.C. § 3161 (h) (7) (B)
24 (iv); 18 U.S.C. § 3161 (h) (7) (B) (ii).

25
26 **IT IS SO STIPULATED.**

27
28 Respectfully submitted,

1 DATED: March 06, 2018

/s/ RJB
ROBERT J. BELES,
Attorney for RYAN ROSENTHAL

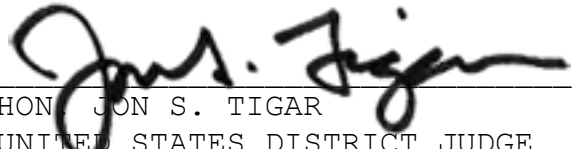
2
3
4 DATED: March 06, 2018

/s/ MO
MEREDITH OSBORN,
Assistant U.S. Attorney

6
7 ALEX G. TSE
Acting United States Attorney

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9 **IT IS SO ORDERED.**

10
11 DATED: _ March 7, 2018 _____

12
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HON. JON S. TIGAR
UNITED STATES DISTRICT JUDGE